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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In Re The Application of: Xiaoming Ren et al. |) | |
|---|--------|--|
| Serial No.: 10/078,601 |)) | Examiner: Not yet assigned |
| Filed: February 19, 2002 |) | Art Unit: 3753 |
| For: SIMPLIFIED DIRECT OXIDATION FUEL CELL SYSTEM |) | |
| |) | Cesari and McKenna, LLP 88 Black Falcon Avenue Boston, MA 02210 May 8, 2002 |

"Express Mail" Mailing-Label Number:

EL 736451788 US

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Enclosed in response to the Notice to File Missing Parts of Application-Filing

Date Granted mailed March 14, 2002, is a Declaration for Patent Application executed by
the inventors, along with a check for \$130 to cover the late oath or declaration surcharge
for this Response. The above-referenced application filed in the Patent and Trademark

Office is the application that the inventors executed by signing the enclosed Declaration.

We are also enclosing an executed Assignment, cover sheet and check for \$40 to cover the Assignment recordation fee.

PATENTS 107044-0013

We also enclose an Information Disclosure Statement, 1449 form and copies of the cited references in connection with the above-identified patent application.

Lastly, we enclose a Letter to the Official Draftsman and a set of Formal Drawings (Figs. 1-10, 9 sheets).

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,

RitaM. Rooney

Reg. No. 30,585

CESARI AND MCKENNA, LLP

88 Black Falcon Avenue Boston, MA 02210-2414

(617) 951-2500



Patent and Trademark Office/SB/17 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

C mplete if Kn wn FEE TRANSMITTA **Application Number** 10/078,601 for FY 2002 Filing Date February 19, 2002 MAY 0 8 2002 First Named Inventor Xiaoming Ren et al. **Examiner Name** Not yet assigned Patent fees are subject to annual revision Group Art Unit 3753 TOTAL AMOUNT OF PAYMENT PADEMAR Attorney Docket No. 107044-0013

| METHOD OF PAYMENT | | FEE CALCULATION (continued) | | | | |
|--|-------------|---|--------|----------|---|----------------|
| The Commissioner is hereby authorized to charge | з д | 3. ADDITIONAL FEES | | | | |
| indicated fees and credit any over payments to: Deposit | | S. ADDITIONAL FEES Large Entity Small Entity | | | | |
| Account 03-1237 Number | Fee Code | Fee | | | Fee Description | Fee Paid |
| Deposit Account Cesari and McKenna, LLP | 105 | 130 | 205 | 65 | Fee Surcharge - late filing fee or oath | 130 |
| Name | 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| Charge Any Additional Fee Required Under 37 C.F.R. §§1.16 and 1.17 | 139 | 130 | 139 | 130 | Non-English Specification | |
| Applicant claims small entity status. See 37 CFR 1.27 | 147 | 2,520 | 147 | 2,520 | For filing a request for ex parte reexamination | |
| 2. Payment Enclosed: | 112 | 920 | 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| Check Clean Card Order Other | 113 | 1,840 | 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| FEE CALCULATION | 115 | 110 | 215 | 55 | Extension for reply within first month | |
| 1. BASIC FILING FEE | 116 | 400 | 216 | 200 | Extension for reply within second month | |
| Large Entity Small Entity | 117 | 920 | 217 | 460 | Extension for reply within third month | |
| Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$) | 118 | 1,440 | 218 | 720 | Extenstion for reply within fourth month | |
| 101 740 201 370 Utility filing fee | 128 | 1,960 | 128 | 980 | Extension for reply within fifth month | |
| 106 330 206 165 Design filing fee | 119 | 320 | 219 | 160 | Notice of Appeal | |
| 107 510 207 255 Plant filing fee | 120 | 320 | 220 | 160 | Filing a brief in support of an appeal | |
| 108 740 208 370 Reissue filing fee | 121 | 280 | 221 | 140 | Request for oral hearing | |
| | 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | |
| 114 160 214 80 Provisional filing fee SUBTOTAL (1) (\$) 0 | 140 | 110 | 240 | 55 | Petition to revive - unavoidable | |
| 000101111(1) | 141 | 1,280 | 241 | 640 | Petition to revive - unintentional | |
| 2. EXTRA CLAIM FEES | 142 | 1,280 | 242 | 640 | Utility Issue fee (or reissue) | |
| Extra Fee from Claims below Fee Paid | 143 | 460 | 243 | 230 | Design Issue fee | |
| | 144 | 620 | 244 | 310 | Plant Issue fee | |
| Independent | 122 | | 122 | 130 | Petitions to the Commissioner | |
| - 3** = 0 × = 0 | 123 | | 123 | 50 | Processing fee under 37 CFR 1.17(q) | |
| Multiple Dependent = 0 | 126 | | 126 | 180 | Submission of Information Disclosure Stmt | |
| Large Entity Small Entity | 581 | 40 | 581 | 40 | Recording each patent assignment per | 40 |
| Fee Fee Fee Fee Description | 146 | 740 | 246 | 370 | property (times number of properties) Filing a submission after final rejection | |
| Code (\$) Code (\$) 103 18 203 9 Claims in excess of 20 | 140 | 740 | 240 | 3/0 | (37 CFR 1.129(a)) | |
| 102 84 202 42 Independent claims in excess of 3 | 149 | 740 | 249 | 370 | For each additional invention to be | - |
| 104 280 204 140 Multiple dependent claim, if not paid | | | | | examined (37 CFR 1.129(b)) | |
| 109 84 209 42 **Reissue independent claims over original patent | 179 | 740 | 279 | 370 | Request for Continued Examination (RCE) | |
| 110 18 210 9 **Reissue claims in excess of 20 and over original patent | 169 | 900 | 169 | 900 | Request for expedited examination of a design application | |
| SUBTOTAL (2) (\$) 0 | Othe | r fee (s | pecify |) | | |
| *or number previously paid, if greater, For Reissues, see below | Othe | Other fee (specify) | | | | |
| | *Red | uced b | y Basi | c Filing | Fee Paid SUBTOTAL (3) (\$) | 170 |
| SUBMITTED BY Complete (if applicable) | | | | | | |

SUBMITTED BY

Name (Print/Type) Rita M. Rooney Registration No. (Attorney/Agent)

Signature Date May 8, 2002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In Re The Application of: |) | |
|----------------------------------|---|----------------------------|
| Xiaoming Ren et al. |) | |
| Serial No.: 10/078,601 |) | Examiner: Not yet assigned |
| Filed: February 19, 2002 |) | |
| • |) | Art Unit: 3753 |
| For: SIMPLIFIED DIRECT OXIDATION |) | |
| FUEL CELL SYSTEM |) | |
| |) | |
| • |) | |
| | | Cesari and McKenna, LLP |
| | | 88 Black Falcon Avenue |
| | | Boston, MA 02210 |
| | | May 8, 2002 |

EXPRESS-MAIL DEPOSIT

"Express Mail" Mailing-Label Number: EL 736451788 US

The following papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10:

| X Oath or Declaration | | | |
|--------------------------------------|--|--|--|
| X Assignment With Recordation Form | | | |
| Cover Sheet | | | |
| X Check No. <u>24256</u> for \$40.00 | | | |
| X Information Disclosure Statement | | | |
| X Response to Notice to File Missing | | | |
| Parts of Application | | | |
| X Check No. 24257 for \$130.00 | | | |
| | | | |
| | | | |
| | | | |



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In Re The Application of: Xiaoming Ren et al. |) | |
|--|---|----------------|
| Serial No.: 10/078,601 |) Examiner: Not | : yet assigned |
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| | Cesari and Mcl 88 Black Falco Boston, MA 0 May 8, 2002 | n Avenue |

"Express Mail" Mailing-Label Number:

EL 736451788 US

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

LETTER TO OFFICIAL DRAFTSMAN

If the Examiner in charge of the above-identified application approves, please substitute the enclosed drawing sheets containing formal versions of Figures 1-10 for the corresponding drawing sheets currently in the application.

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,

Rita M. Rooney

Reg. No. 30,585

CESARI AND MCKENNA, LLP

88 Black Falcon Avenue

Boston, MA 02210-2414

(617) 951-2500











United States Patent and Trademark Office

MAY 0 8 2002

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/078,601

Xiaoming Ren

107044-0013

24267 CESARI AND MCKENNA, LLP 88 BLACK FALCON AVENUE BOSTON, MA 02210

CONFIRMATION NO. 5541 FORMALITIES LETTER OC000000007644457*

Date Mailed: 03/14/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below. however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/10/2002 SMINASS1 00000011 10078601

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